

NOV 29 1999

CERTIFIED MAIL

Return Receipt Requested

Article No. Z 187 595 407

Ms. Renu Chhabra
Vulcan Materials
P. O. Box 12283
Wichita, Kansas 67277

Dear Ms. Chhabra:

RE: Vulcan Materials Company
Wichita, Kansas
RCRA ID # KSD007482029

Letter of Warning

On August 19-20, 1999, David Garrett, a U.S. Environmental Protection Agency (EPA) representative, visited your facility. While touring the facility, he noticed evidence of previous releases from the "former fuel oil storage tank." It is the belief of the EPA that this release constitutes a Solid Waste Management Unit (SWMU), as defined by the Federal Register, Vol. 61, No. 85, May 1, 1996.

Vulcan Materials is required by the language of its RCRA Permit (page 11 of 23 of Part II) to notify the EPA in writing within fifteen days after discovery of a newly identified SWMU. To our knowledge, no notification was made, making Vulcan Materials in violation of its permit requirements.

Within fifteen days of your certified receipt of this Letter of Warning, Vulcan must submit to the Director of the EPA, Region 7, Air, RCRA, and Toxics Division written notification of this newly identified SWMU in accordance with Permit Condition 5.a., which reads, "the Permittee shall notify the Director in writing of any newly-identified SWMU (s), discovered during the course of groundwater monitoring, field investigations, environmental audits, or other means, no later than fifteen (15) calendar days after discovery."

Failure to submit this letter of notification may subject your facility to an enforcement action, which could include the imposition of penalties of up to \$27,500 per violation, per day of continued noncompliance.

ARTD/RCAP:DGARRETT:LH:X7658:11/19/99:Vulcan warning ltr (3rdPerson)

RCAP

RCAP

RCAP

GARRETT

DELASHMIT

PEDICINO

[Signature]
11/24/99

[Signature]
11/24/99

[Signature]
11/24/99



R00148601
RCRA RECORDS CENTER

If you have any questions, please call David Garrett, of my staff, at (913) 551-7631.
Thank you for your cooperation in this matter.

Sincerely,

William A. Pedicino, Chief
RCRA Corrective Actions and Permits Branch
Air, RCRA, and Toxics Division

cc: Dr. Dennis Degner, Kansas Department
of Health and Environment
Mr. Mostafa Kamal, Kansas Department
of Health and Environment

Dr. Dennis Degner
Chief, Permits Section
Bureau of Waste Management
Kansas Department of Health and Environment
Forbes Field, Building 740
Topeka, KS 66620-0001

Mr. Mostafa Kamal
Permits Section
Bureau of Waste Management
Kansas Department of Health and Environment
Forbes Field, Building 740
Topeka, KS 66620-0001

Z 187 595 407

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (*See reverse*)

Sent to

Ms. Renu Chhabra

Street & Number

Vulcan Materials

Post Office, State, & ZIP Code

P.O. Box 12283

Wichita, KS 67277

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees

\$

Postmark or Date

NOV 29 1999

Stick postage stamps to article to cover First-Class postage, certified mail fee, and charges for any selected optional services (*See front*).

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier (*no extra charge*).
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach, and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make an inquiry.

102595-99-M-2444

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
 2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Ms. Renu Chhabra
 Vulcan Materials
 P.O. Box 12283
 Wichita, KS 67277

4a. Article Number

Z 187 595 407

4b. Service Type

- ☐ Registered xx ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

5. Received By: (Print Name)

RENU CHHABRA 12/1/99

6. Signature: (Addressee or Agent)

X

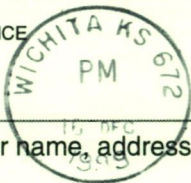
Renu Chhabra

8. Addressee's Address (Only if requested and fee is paid)

GARRETT:Vulcan WRN LTR(3rd Per)

11/29/99

UNITED STATES POSTAL SERVICE



STAMP
COOL-lection
IT'S HOBBY FORMING

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

REC'D
DEC 21 1999
RCAP

US Environmental Protection Agency
Region VII --- ARTD/RCAP
901 N 5th Street
Kansas City, KS 66101

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

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Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William A. Pedicino".

William A. Pedicino, Chief
RCRA Corrective Actions and Permits Branch
Air, RCRA, and Toxics Division

cc: Dr. Dennis Degner, Kansas Department
of Health and Environment
Mr. Mostafa Kamal, Kansas Department
of Health and Environment